Applicant: Tong et al. Attorney's Docket No.: 16113-325001 / GP-134-01-US

Serial No. : 10/661,741

Filed: September 12, 2003

Page : 9 of 10

## **REMARKS**

In the office action dated September 20, 2007, all claims were rejected as allegedly unpatentable due to obviousness-type double patenting over claims 1-58 of co-pending patent application 10/661,748.

Applicants are not conceding that this rejection has merit. Nevertheless, to advance prosecution, Applicants are submitting a Terminal Disclaimer over the patent to issue from U.S. application serial no. 10/661,748. Applicants request that this obviates the double-patenting rejection and request that the rejection be removed.

## Conclusion

No rejections over prior art were made in the office action; Applicants submit that the present claims are in condition for allowance.

It is believed that all of the pending claims have been addressed. However, the absence of a reply to a specific rejection, issue or comment does not signify agreement with or concession of that rejection, issue or comment. In addition, because the arguments made above may not be exhaustive, there may be reasons for patentability of any or all pending claims (or other claims) that have not been expressed. Finally, nothing in this paper should be construed as an intent to concede any issue with regard to any claim, except as specifically stated in this paper, and the amendment of any claim does not necessarily signify concession of unpatentability of the claim prior to its amendment.

Applicant: Tong et al. Attorney's Docket No.: 16113-325001 / GP-134-01-US

Serial No.: 10/661,741

Filed: September 12, 2003

Page : 10 of 10

Please apply \$1050 for the extension fee and any other charges or credits to deposit account 06-1050.

Respectfully submitted,

Date:

Fish & Richardson P.C. 60 South Sixth Street Suite 3300 Minneapolis, MN 55402

Telephone: (612) 335-5070 Facsimile: (612) 288-9696

60457312.doc

J. Richard Soderberg

Reg. No. 43,352